

AFFIDAVIT OF GARY GREEN

STATE OF MICHIGAN)
)SS
COUNTY OF Emmet)

1. My name is Gary Green. I serve as an E-Rate consultant to MiCTA, a national association made up of colleges, universities, K-12 school systems, federal, state and local government units, health care providers, libraries and non-profit entities. MiCTA adds new members virtually monthly.

2. It has come to my attention that the Universal Service Administrative Company ("USAC") has recently either denied requests for funding or sought to recover previously committed funds from certain MiCTA member schools based on the statement that "Program rules require that the billed entity filing a FCC Form 471 application also be identified on the establishing FCC Form 470 in order to ensure that potential bidders were aware of the scope of work being requested." Emphasis added. However, no citation to any such rule was indicated. I was aware that when filing a FCC Form 470 the area codes and exchanges of members and potential members must be identified, and I believe that the schools now being denied were so identified in MiCTA's FCC 470 as discussed below. Consequently, these schools should not have been denied funding nor should committed funding be recovered because MiCTA followed precisely the procedures USAC instructed MiCTA to follow.

3. MiCTA filed its National Form 470 on January 4th, 2010. One of the instructions for filing a Form 470 was to list all of the area codes and exchanges for all of the K-12/libraries who were members before the Form was to be filed. The instructions stated that this was required so that all interested vendors would know the scope of the potential sales that would be an outcome of the bid and therefore determine if they would respond.

4. The Form 470 only allowed for 50 area codes and respective exchanges to be posted. It was not a Form that was created to accommodate a filing by a national organization the size of MiCTA. In an attempt to list all of MiCTA's related member area codes, approximately 157 at the time, I called USAC and explained the situation.

5. After the USAC Agent asked several questions regarding MiCTA and we discussed the fact that MiCTA's K-12/library membership typically grew monthly she stated she would have to speak to someone in IT and see what they could do about revising the Form to accommodate MiCTA's national scope.

6. In a few minutes she returned and stated that IT was unable to change the Form. I asked how was I going to be able to file for our members if the Form could not be changed and she said she would talk with someone else and put me on hold. It became obvious to me that in the 11 years the program had been in existence USAC had never been confronted with this issue.

7. The agent returned and stated that given the circumstances I should go ahead and file the Form as is, print out the NPA's/NXX's for current and potential participants, and keep them with

the other Form 470 documents in case of an audit. I followed those instructions and to this day all of the NPA's/NXX's are kept in binders at the MiCTA offices. The agent also stated I should make sure that a K-12 school that is going to use the MiCTA 470 is a member before they file their 471. That practice has been followed as we were instructed to do.

8. Over the years several USAC PIA reviewers have sent members names to MiCTA to confirm that the particular school was a MiCTA member and when they joined. On several occasions it was found that a particular school was not a member before they filed their Form 471 and I was informed that they were therefore being denied.

9. At about the same time MiCTA had been filing multiple times with the FCC to change certain rules of the Rural Health Care Program. One of the rule changes was to allow eligible healthcare providers to file for funding without having to bid by using MiCTA competitively bid contracts awarded through the E-Rate process, as long as they demonstrated they were MiCTA members as was being done in the E-Rate Program for K-12 schools and libraries.

10. On December 12, 2012, the FCC issued Order 12-150 creating the Healthcare Connect Fund. In the Order the FCC created the E-Rate Exemption. The Commission stated that they agreed with MiCTA and would allow HCP's to use the MiCTA E-Rate Contracts "as long as they could demonstrate the applicant is eligible to take services under the Consortium Contract and the Consortium Contract was approved as a Master contract in the E-Rate Program."

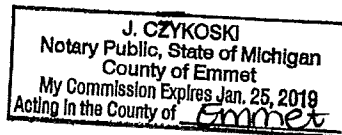
11. In conclusion, schools should not be denied funding or committed funding recovered when MiCTA has followed precisely the instructions given by USAC.

FURTHER DEPONENT SAYETH NOT.

GARY GREEN
Gary Green

Subscribed and sworn to before me
this 12th day of August, 2016.

J. Czykoski
Notary of Emmet Co., MI



a/i Emmet Co., MI
My Commission Expires: 01-25-2019